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**FAIR POLITICAL PRACTICES COMMISSION**  
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Attorneys for Complainant

BEFORE THE FAIR POLITICAL PRACTICES COMMISSION  
STATE OF CALIFORNIA

In the Matter of	)	FPPC No. 08/510
	)	
	)	
CITY OF YUBA CITY AND RORY	)	STIPULATION, DECISION and
RAMIREZ,	)	ORDER
	)	
	)	
Respondents.	)	

Complainant Roman G. Porter, Executive Director of the Fair Political Practices Commission, and Respondents City of Yuba City and Rory Ramirez agree that this stipulation will be submitted for consideration by the Fair Political Practices Commission at its next regularly scheduled meeting.

The parties agree to enter into this stipulation to resolve all factual and legal issues raised in this matter and to reach a final disposition without the necessity of holding an administrative hearing to determine the liability of Respondents, pursuant to Section 83116 of the Government Code.

Respondents understand, and hereby knowingly and voluntarily waive, any and all procedural rights set forth in Sections 83115.5, 11503 and 11523 of the Government Code, and in Sections 18361.1 through 18361.9 of Title 2 of the California Code of Regulations. This includes, but is not limited to, the right to personally appear at any administrative hearing held in this matter, to be represented by an attorney at Respondents' own expense, to confront and cross-examine all witnesses testifying at the

1 hearing, to subpoena witnesses to testify at the hearing, to have an impartial administrative law judge  
2 preside over the hearing as a hearing officer, and to have the matter judicially reviewed.

3 It is further stipulated and agreed that Respondents City of Yuba City and Rory Ramirez violated  
4 the Political Reform Act when, at the request of Respondent City of Yuba City, a third party vendor sent  
5 prohibited mass mailings at public expense, in violation of Government Code Section 89001 (2 counts).  
6 All counts are described in Exhibit 1. Exhibit 1 is attached hereto and incorporated by reference as  
7 though fully set forth herein. Exhibit 1 is a true and accurate summary of the facts in this matter.

8 Respondents agree to the issuance of the Decision and Order, which is attached hereto.  
9 Respondents also agree to the Commission imposing upon them an administrative penalty in the amount  
10 of Six Thousand Dollars (\$6,000). A cashier's check from Respondent City of Yuba City in said  
11 amount, made payable to the "General Fund of the State of California," is submitted with this  
12 Stipulation as full payment of the administrative penalty, to be held by the State of California until the  
13 Commission issues its decision and order regarding this matter. The parties agree that in the event the  
14 Commission refuses to accept this Stipulation, it shall become null and void, and within fifteen (15)  
15 business days after the Commission meeting at which the Stipulation is rejected, all payments tendered  
16 by Respondents in connection with this Stipulation shall be reimbursed to Respondents. Respondents  
17 further stipulate and agree that in the event the Commission rejects the Stipulation, and a full evidentiary  
18 hearing before the Commission becomes necessary, neither any member of the Commission, nor the  
19 Executive Director, shall be disqualified because of prior consideration of this Stipulation.

20  
21 Dated: \_\_\_\_\_

\_\_\_\_\_  
Roman G. Porter, Executive Director  
Fair Political Practices Commission

22  
23  
24 Dated: \_\_\_\_\_

\_\_\_\_\_  
Rory Ramirez, Respondent

25  
26 Dated: \_\_\_\_\_

\_\_\_\_\_  
Stephen Jepsen, Yuba City Manager,  
on behalf of Respondent City of Yuba City

1 **DECISION AND ORDER**

2       The foregoing Stipulation of the parties “In the Matter of City of Yuba City and Rory Ramirez,”  
3 FPPC No. 08/510, including all attached exhibits, is hereby accepted as the final decision and order of  
4 the Fair Political Practices Commission, effective upon execution below by the Chairman.

5  
6       IT IS SO ORDERED.

7  
8 Dated: \_\_\_\_\_

\_\_\_\_\_  
9 Ross Johnson, Chairman  
Fair Political Practices Commission